

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

|                                |   |                                   |
|--------------------------------|---|-----------------------------------|
| <b>ROBERT NETTLES, et al.,</b> | ) |                                   |
|                                | ) |                                   |
| <b>Plaintiffs,</b>             | ) |                                   |
|                                | ) | <b>CASE NO. 4:03-CV-00082-GAF</b> |
| <b>v.</b>                      | ) |                                   |
|                                | ) |                                   |
| <b>UMB BANK, N.A., et al.,</b> | ) |                                   |
|                                | ) |                                   |
| <b>Defendants.</b>             | ) |                                   |

**MOTION OF DEFENDANT UMB BANK, N.A. FOR SUMMARY JUDGMENT**

COMES NOW defendant UMB Bank, n.a. and moves the Court to enter summary judgment for this defendant on the remaining claims against it as set forth in Counts III, IV, and V of plaintiffs' First Amended Complaint. As explained more fully in this defendant's accompanying suggestions, there are no genuine issues of material fact in dispute, and this defendant is entitled to summary judgment as a matter of law.

WHEREFORE, defendant UMB Bank, n.a. moves this Court for an Order granting summary judgment to this defendant on all of plaintiffs' remaining claims against it.

Respectfully submitted,

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WA 2480022.1

**Certificate of Service**

I hereby certify that on September 21, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification of such filing to all counsel of record, and I further sent a copy by mail to:

Jeff Collins  
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/s Gardiner B. Davis  
Attorney for Defendant UMB Bank, n.a.